

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARRICK U. HALL,	)	
	)	Civil Action
Petitioner	)	No. 05-cv-02523
	)	
vs.	)	
	)	
JEFFREY BEARD, Commissioner,	)	
Pennsylvania Department of	)	
Corrections;	)	
DAVID DiGUGLIELMO, Superintendent	)	
of the State Correctional	)	
Institution at Graterford; and	)	
FRANKLIN J. TENNIS, Superintendent	)	
of the State Correctional	)	
Institution at Rockview,	)	
	)	
Respondents	)	

O R D E R

NOW, this 21<sup>st</sup> day of October, 2014, upon consideration  
of the following documents:

- (1) Petition for Writ of Habeas Corpus dated and  
filed on February 17, 2006;
- (2) Answer to Petition for Writ of Habeas Corpus  
filed by respondents on May 30, 2006;
- (3) Petitioner's Memorandum of Law in Support of  
Petition for a Writ of Habeas Corpus filed on  
October 6, 2006;
- (4) Memorandum in Law in Support of the  
Commonwealth's Answer to Petition for Writ of  
Habeas Corpus filed on December 6, 2006;
- (5) Petitioner's Reply to Commonwealth's  
Memorandum of Law in Support of  
Commonwealth's Answer to Petition for a Writ  
of Habeas Corpus filed on January 8, 2007;

upon consideration of the pleadings, exhibits, and record papers; after oral argument held May 17, 2007; and for the reasons articulated in the accompanying Opinion,

IT IS ORDERED that the Petition for Writ of Habeas Corpus is granted in part and denied in part.

IT IS FURTHER ORDERED that petitioner's death sentence is vacated.

IT IS FURTHER ORDERED that the execution of the writ of habeas corpus is stayed for 180 days from the date of this Order to permit the Commonwealth of Pennsylvania to grant petitioner a new sentencing hearing.

IT IS FURTHER ORDERED that in all other respects the Petition for Writ of Habeas Corpus is denied.

IT IS FURTHER ORDERED that if any party requires a certificate of appealability under 28 U.S.C. § 2253, they may file a motion requesting the issuance of such a certificate no later than November 21, 2014.

IT IS FURTHER ORDERED that the Clerk of Court shall close this case for statistical purposes.

BY THE COURT:

/s/ JAMES KNOLL GARDNER  
James Knoll Gardner  
United States District Judge